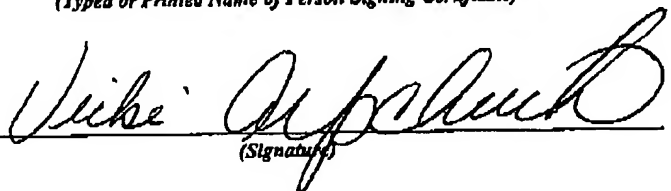


<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b>			<b>Docket No.</b>	
Applicant(s): Cao, C., et al			<b>DAM 581-02</b>	
<b>Application No.</b>	<b>Filing Date</b>	<b>Examiner</b>	<b>Group Art Unit</b>	
10/631,224	07/28/2003	Khatol Shahnan Shah	1645	
Invention: <b>Methods for Determining the Presence of Staphylococcal Enterotoxin A Gene In A Sample</b>				
<b>RECEIVED CENTRAL FAX CENTER OCT 25 2006</b>				
<p>I hereby certify that this <u>Response under 37 CFR 1.142 (7 pgs)</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>571-273-8300</u>) on <u>10/25/2006</u> (Date)</p> <p style="text-align: right;"><u>Vicki A. Upchurch</u> (Typed or Printed Name of Person Signing Certificate)  (Signature)</p> <p style="text-align: center;"><b>Note: Each paper must have its own certificate of mailing.</b></p>				

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE****RECEIVED  
CENTRAL FAX CENTER****OCT 25 2006**

In re application of:

Inventor: Cheng J. Cao, et al.

: Docket No. DAM 581-02

Serial No. 10/631,224

: Art Unit 1645

Filed: July 28, 2003

: Examiner: Khatol Shahnan Shah

For: Methods For Determining The Presence Of Staphylococcal Enterotoxin A Gene In A Sample


**RESPONSE UNDER 37 CFR § 1.142**Honorable Commissioner of Patents and Trademarks  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action (restriction requirement) dated September 28, 2006, applicant hereby elects Group I, Claims 1-9 and 14-18, drawn to a method for determining the presence of a gene in a sample, without traverse. Please cancel Claims 10-13 and 19-22. No amendment of inventorship is required as a result of the cancellation of these claims. In addition, applicant further elects the species of method Claim 15. Of course, Claim 16 is dependent for Claim 15 and readable thereon.

Respectfully submitted,

October 20, 2006  
DATE

  
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